

Message Text

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ACTION L-02

INFO OCT-01 ARA-09 EUR-09 EA-07 ISO-00 FRB-01 OMB-01

TAR-01 SP-02 SWF-01 AGR-03 AID-05 CIAE-00 COME-00

EB-03 INR-09 IO-03 LAB-01 NSAE-00 OIC-01 RSC-01

SIL-01 STR-01 TRSE-00 CIEP-01 CEA-01 SS-14 NSC-07

PA-01 PRS-01 USIA-04 H-01 DRC-01 /093 W

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R 071247Z OCT 74

FM AMEMBASSY PARIS

TO USMISSION USUN

SECSTATE WASHDC 2967

INFO AMEMBASSY BONN

AMEMBASSY BRUSSELS

USMISSION EC BRUSSELS

AMEMBASSY CANBERRA

AMEMBASSY COPENHAGEN

AMEMBASSY THE HAGUE

AMEMBASSY LONDON

AMEMBASSY MEXICO CITY

AMEMBASSY OTTAWA

USMISSION OECD PARIS

AMEMBASSY ROME

AMEMBASSY TOKYO

C O N F I D E N T I A L SECTION 01 OF 02 PARIS 23597

E.O. 11652: GDS

TAGS: EFEN UNCTAD

SUBJ: CHARTER OF ECONOMIC RIGHTS AND DUTIES OF STATES

REF: STATE 215547

1. SUMMARY: GOF TACTICS ON CHARTER OF ECONOMIC RIGHTS
AND DUTIES APPEAR TO BE TO SEEK COMPROMISE LANGUAGE ON
ALL ARTICLES (INCLUDING ARTICLE 2 WHICH IT CONSIDERS
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STILL NEGOTIABLE) AND TO PLAY FOR TIME BY SEEKING TO HAVE VOTE ON ENTIRE CHARTER POSTPONED. END SUMMARY.

2. WE DISCUSSED GOF VIEWS ON CHARTER OF ECONOMIC RIGHTS AND DUTIES OCTOBER 4 WITH CHOLLET OF FONMIN COVERING POINTS IN SUBPARA D OF REFTEL. CHOLLET SAID THAT USG PREFERENCE FOR NEGATIVE VOTE ON ENTIRE CHARTER, IN EVENT THAT SATISFACTORY ARTICLE 2 COMPROMISE CANNOT BE FOUND, HAD BEEN SUBJECT OF MUCH DISCUSSION DURING OCTOBER 2 EC MEETING ON CHARTER WHICH HE HAD CHAIRED IN BRUSSELS. HE INDICATED THAT EC MEMBERS HAD NOT REACHED COMMON POSITION ON HOW TO VOTE ON CHARTER.

3. CHOLLET SAID GOF NOT AS PESSIMISTIC AS USG THAT COMPROMISE COULD NOT BE FOUND ON ARTICLE 2; HE FELT THAT MOST MEMBERS AT GENEVA WORKING GROUP SESSION HAD NOT SURFACED THEIR FALLBACK POSITIONS IN EXPECTATION OF NEXT WEEK'S NEGOTIATIONS IN NEW YORK. GOF WOULD BE READY, FOR ITS PART, TO DROP INSISTENCE ON "INTER-

NATIONAL LAW" AND SETTLE FOR LANGUAGE SUCH AS "INTERNATIONAL OBLIGATIONS" OR "INTERNATIONAL RIGHTS AND DUTIES".

4. GOF HAS NOT YET DECIDED HOW TO VOTE ON CHARTER IF NO SATISFACTORY ARTICLE 2 COMPROMISE REACHED, ACCORDING TO CHOLLET. HE SAID THAT WHILE ARTICLE 2 IS MOST IMPORTANT SINGLE CHARTER ARTICLE TO GOF, IT IS ALSO INTERESTED IN OTHER ELEMENTS OF CHARTER. COMMENT: HIS IMPLICATION APPEARED TO BE THAT GOF WOULD FIND NEGATIVE VOTE DIFFICULT IF OTHER ELEMENTS OF CHARTER WERE ACCEPTABLE TO IT. MOREOVER, IT APPEARS THAT GOF (SEE PARA 7) BELIEVES VOTE ON ENTIRE CHARTER WILL NOT BE TAKEN AT UNGA.

5. CHOLLET SAID GOF COULD NOT ACCEPT PRESENT LANGUAGE ON PRODUCERS' ASSOCIATIONS, INDEXATION, RESTITUTION, ETC. AND WOULD HAVE TO VOTE AGAINST IF THEY CAME THROUGH IN LARGELY UNCHANGED FORM. GOF, HOWEVER, SEES

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POSSIBILITY OF CHANGES WHICH WOULD MAKE THESE ARTICLES

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C O N F I D E N T I A L SECTION 02 OF 02 PARIS 23597

ACCEPTABLE AND PERHAPS EVEN OF INTEREST TO IT. EC
POSITION ON THESE ISSUES WAS DIFFERENT FROM US, HE
CONTINUED. PROPOSED EC LANGUAGE ON "RIGHT OF ASSOCIA-
TION", FOR EXAMPLE, WOULD TAKE BITE OUT OF PRODUCER
ASSOCIATION AND JUSTIFY CONSUMER ASSOCIATIONS OR
PRODUCER-CONSUMER ASSOCIATIONS. SIMILARLY, "SMALL
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GROUP" HAD PROPOSED LANGUAGE ON PRICE LINKAGES WHICH MIGHT INTEREST GOF BECAUSE IT COULD IMPOSE THEORETICAL OBLIGATION ON PRODUCERS TO CONSULT WITH CONSUMERS IN SETTING PRICE. EVEN ON RESTITUTION ARTICLE, CHOLLET INDICATED, COMPROMISE LANGUAGE MIGHT BE FOUND. CHOLLET ALSO INDICATED THAT GOF MIGHT BE PREPARED TO DROP SUPPORT FOR ARTICLE ON SECURITY OF SUPPLY IN RETURN FOR CONCESSIONS ON THESE OTHER POINTS.

6. WE ASKED CHOLLET IF GOF WAS CONCERNED, AS WAS USG, THAT SEARCH FOR COMPROMISES MIGHT BE NEGATED BY UNGA MAJORITY IN RAMMING THROUGH UNACCEPTABLE CHARTER FROM WHICH INDUSTRIALIZED NATIONS COULD NOT DISASSOCIATE SELVES. CHOLLET NOTED GOF VIEW THAT LAST UNGA'S

RAILROADING TACTICS HAD BEEN POSSIBLE ONLY BECAUSE OF USG PASSIVITY; EC MEMBERS WERE HEARTENED IN THIS CONNECTION BY PRESENT US INVOLVEMENT IN CHARTER ISSUES.

7. CHOLLET OBSERVED, HOWEVER, THAT COMPROMISE ON CERTAIN ARTICLES OF CHARTER MIGHT BE IMPOSSIBLE IN NEW YORK. MEXICANS, WHO ANXIOUS NOT TO HAVE CHARTER FAIL, WOULD BE PREPARED TO SEE INTRACTABLE ELEMENTS REMANDED FOR FURTHER STUDY IN UNCTAD, ECOSOC, ETC., THUS PUTTING OFF VOTE ON ENTIRE CHARTER. HE INDICATED THAT GOF WOULD BE PLEASED, AND PERHAPS EXPECTED THIS TO HAPPEN.
IRWIN

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TAGS: EFIN, UNCTAD, EEC
To: USUN NEW YORK STATE
Type: TE
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